Exhibit D

## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

VALERIE W. WAKEFIELD,	) CIVIL DMSION
Plaintiff,	) Civil Action No. 05 CV 79 - Erie ) ) Honorable Maurice B. Cohill, Jr.
v.	)
JOY MINING MACHINERY COMPANY, a division of Haxnischfeger Industries,	) ) JURY TRIAL DEMANDED) )
Defendant.	<i>)</i> .
COM:MONWEALTH OF PENNSYLVANIA	
	SS
COUNTYOFVENANOO"	in the second se

## AFFIDAVIT OF DANIEL BLAUSER

The undersigned, Daniel Blauser, being sworn, deposes and states as follows based on personal knowledge:

- 1. My name is Daniel Blauser.
- 2. I have been employed by Joy Mining for 31 years and have held the following positions: draftsman, engineering change technician, specifications engineer, manager product services and demand manager.
  - 3. I know Jill Seyler.
  - 4. I knew MIS. Seyler's late husband
- I knew Mr. Seyler because we worked together at Joy for approximately 20 5. years and were friends.
  - Mr. Seyler passed away in September of 1998. 6.

- 7. Following Mr Seyler's death, I was instr~ental in Mrs. Seyler coming to work at Joy.
- 8. From February of 2000 to March of 2003, Mrs. Seyler worked for me as a secretary. I was her direct supervisor.
- 9. I felt personally responsible for Mrs. Seyler's well-being, based on my personal friendship and business relationship with her late husband.
  - 10. Mrs. Seyler's work station waS located close to my office.
  - 11. I know Larry Meade.
- 12. I never overheard Mr. Meade say anything to Mrs Seyler that either she or I viewed as objectionable in any way.
- 13 Mrs. Seyler never brought to 'roy 'attention that 'she was uhconifoitable With' Mr. Meade.
  - 14. I am familia!' with Joy's harassment policy,
- 15. Given my personal relationship with Mr. Seyler and my personal concern for Mrs. SeyleI's well-being, had she brought any concerns to my attention, or had I personally obseIved any inappropriate behavior on Mr. Meade's part, I would have taken steps to enforce Joy's harassment policy.

DANIEL BLAUSER

SWaIn to and subscribed before me this

/SB.dayof /lJ!J-f«!Jj

, 2007.

Notary Public

**COMMONWEALTH OF PENNSYLVANIA** Nolarial Seal DebiC:1 L Crise, Notary Public City Of Frank/in, Venan~-o Co-unty My Commission ExpIres Juna 28, 2007 Member, Pennsylvania

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